IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWELVETH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE K.C. BHANU**

**WRIT PETITION NO : 8076 of 2005**

Between:

Ch. Somulu, S/o. Late Seethaiah,
R/o. 6-1-100, Boyaguda, Nalgonda.

**..... PETITIONER**

AND

1 The Regional Manager, APSRTC, Nalgonda, Nalgonda District.
2 The Depot Manager, APSRTC, Bus Depot, Kodad, Nalgonda

District.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ or direction particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in not arranging the gratuity for the removal periods i.e., 01.02.1976 to 21.11.1982 & 17.11.1985 to 1512.1992 as illegal, arbitrary and contrary to the awards of the Labour Court and direct the respondents to arrange the difference of gratuity to the above period along with interest from due date in the interest of justice and fair play.

**Counsel for the Petitioner:MR.V.NARASIMHA GOUD**

**Counsel for the Respondent Nos.1&2: MR.V.T.M.PRASAD (SC FOR APSRTC)**

**The Court at the admission stage made the following :**

**ORDER:**

The matter in the present writ petition is squarely covered by the order of this Court in W.P.No.4206 of 1997, dated 02-04-1998. Accordingly, this writ petition is disposed of following the order passed in the said writ petition.

However, the respondents are directed to compute the gratuity payable to the petitioner taking into account the out of employment period from 01-02-1976 to 21-11-1982 and from 17-11-1985 to 15-12-1992 and after so computing to pay the balance of gratuity to the petitioner within a period of two months from the date of receipt of a copy of this order. No costs.

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12-04-2005

To

1 The Regional Manager, APSRTC, Nalgonda, Nalgonda District.
2 The Depot Manager, APSRTC, Bus Depot, Kodad, Nalgonda

District.

3. Two C.D. copies.

sj